

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ROBERT DAVID NIELSEN ROBERT D. WILLHOITE DAVID KRAMER	Group Art Unit: 2152
Serial No.: 10/766,246	Examiner: HIEU T. HOANG
Filed: JANUARY 28, 2004	Conf. No.: 4149
For: ASSIGNING TASKS IN A DISTRIBUTED SYSTEM	Atty. Dkt.: 2095.001200/P3162US1
	Customer No.: 62293

**RCE SUBMISSION**  
**AMENDMENT AFTER APPEAL FILED CONCURRENTLY WITH RCE**

**Mail Stop 313(c)**  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This paper is submitted in response to the Final Office Action dated October 5, 2009, for which the three-month date for response is January 5, 2010. This paper is being file concurrently with a Request for Continued Examination (RCE). Since December 5, 2009 falls on a Saturday, and since this paper is being filed on December 7, 2009, this response is being effectively filed within two months from the mailing date of the Final Office Action, therefore, this paper is timely filed.

If an extension of time is required to enable this paper to be timely filed and there is no separate Petition for Extension of Time filed herewith, this paper is to be construed as also constituting a Petition for Extension of Time Under 37 CFR § 1.136(a) for a period sufficient to enable this document to be timely filed.

It is believed a fee of \$810.00 is due. The Commissioner is hereby authorized to deduct said fee from Williams, Morgan & Amerson, P.C., PTO Account No. 50-0786/2095.001200. No other fee is believed to be due in connection with the filing of this document. However, should any fee under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Commissioner is hereby authorized to deduct said fee from Williams, Morgan & Amerson, P.C., PTO Account No. 50-0786/2095.001200.